

# LIMITED SOURCES JUSTIFICATION

ORDERS >\$3,000  
FAR PART 8.405-6(g)

2237 Transaction # or Vista Equipment Transaction #: 589-12-1-6288-0006

This acquisition is conducted under the authority of the Multiple Award Schedule Program. The material or service listed in par. 3 below is sole source, therefore, consideration of the number of contractors required by FAR Subpart 8.4 – Federal Supply Schedules, is precluded for the reasons indicated below.

**Restricted to the following source:** Provide original manufacturer's name for material or contractor's name for service. (If a sole source manufacturer distributes via dealers, ALSO provide dealer information.)

Manufacturer/Contractor: Level 3 Communication

Manufacturer/Contractor POC & phone number: Prem J. Pillai 703-234-8814

Mfrgr/Contractor Address: PO Box 931843 Atlanta GA 31193-1843

Dealer/Rep address/phone number: \_\_\_\_\_

☒ The requested material or service represents the minimum requirements of the Government.

## 1. AGENCY AND CONTRACTING ACTIVITY:

Department of Veterans Affairs

Robert J Dole VAMC

5500 E Kellogg

Wichita KS 66622

VISN:

15

## 2. NATURE AND/OR DESCRIPTION OF ACTION BEING APPROVED:

ISDN-PRI circuits, POTS (plain old telephone), Central Office Trunks or Business Lines

### a. A DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCY'S NEED:

The vendor will provide Direct In Dial phone numbers and additional directory listing services

b. ESTIMATED DOLLAR VALUE: \$218,300.00 base and 3 option years

c. REQUIRED DELIVERY DATE: 10/1/2011



**3. IDENTIFICATION OF THE JUSTIFICATION RATIONALE (SEE FAR 8.405-6), AND IF APPLICABLE, A DEMONSTRATION OF THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS TO PROVIDE THE REQUIRED SUPPLY OR SERVICE.**

☒ Specific characteristics of the material or service that limit the availability to a sole source (unique features, function of the item, etc.). Describe in detail why only this suggested source can furnish the requirements to the exclusion of other sources.

This phone company is the only authorized carrier in this region, no other phone company may provide service in this area of the country. Without phone service the medical center operations will not be possible.

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☒ A patent, copyright or proprietary data limits competition. The proprietary data is:

The company (Level 3 Communications) has the territorial rights to provide service in this part of the country.

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☐ These are "direct replacements" parts/components for existing equipment.

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☐ The material/service must be compatible in all aspects (form, fit and function) with existing systems presently installed/performing. Describe the equipment/function you have now and how the new item/service must coordinate, connect, or interface with the existing system.

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☐ The new work is a logical follow-on to an original Federal Supply Schedule order provided that the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. The original order must not have been previously issued under sole source or limited source procedures.

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☐ An urgent and compelling need exists, and following the ordering procedures would result in unacceptable delays.

**4. DESCRIBE WHY YOU BELIEVE THE ORDER REPRESENTS THE BEST VALUE CONSISTENT WITH FAR 8.404(d) TO AID THE CONTRACTING OFFICER IN MAKING THIS BEST VALUE DETERMINATION:**

The vendor has exclusive rights to provide this service in this market area. Rates are set on a GSA schedule.

**5. DESCRIBE THE MARKET RESEARCH CONDUCTED AMONG SCHEDULE HOLDERS AND THE RESULTS OR A STATEMENT OF THE REASON MARKET RESEARCH WAS NOT CONDUCTED:**

Vendor is a GSA schedule holder GS-35F-0177J

**6. ANY OTHER FACTS SUPPORTING THE JUSTIFICATION:**



7. A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS THAT LED TO THE RESTRICTED CONSIDERATION BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES IS MADE:

8. **REQUIREMENTS CERTIFICATION:** I certify that the requirement outlined in this justification is a bonafide need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge. I understand that processing of this limited sources justification restricts consideration of Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4. (This signature is the requestor's supervisor, fund control point official, chief of service or someone with responsibility and accountability.)

John Mark Mathews 8-29-11  
SIGNATURE DATE  
JOHN MARK MATHEWS TELECOM MANAGER OIT / TELECOM  
NAME TITLE SERVICE LINE/SECTION  
VAMC WICHITA  
FACILITY

9. **APPROVALS IN ACCORDANCE WITH FAR 8.405-6(h):**

a. **CONTRACTING OFFICER'S CERTIFICATION (required):** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

John Eric Cross 8/29/2011  
CONTRACTING OFFICER'S SIGNATURE DATE  
JOHN ERIC CROSS VISN 15 Contracting  
John Eric Cross Contracting Specialist FACILITY

HIGHER LEVEL APPROVAL (For orders over \$500,000): ☐ REQUIRED ☒ NOT REQUIRED

b. **QA OFFICER:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief. \*This signature may be the VISN NCM if the Contracting Officer and Contracting Supervisor is the same individual.

Christy Herbig 8/31/11  
SIGNATURE DATE

Christy Herbig  
QUALITY ASSURANCE COMPLIANCE MANAGER  
VISN 15

c. **NCM/or Designee:** I certify the justification meets requirements for restricting consideration of Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4.

Bernadette Cothern  
Bernadette Cothern  
VISN 15 NCM

8/31/11  
DATE

d. **SAO:** I certify the justification meets requirements for restricting consideration of the Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4.

N/A  
PAMELA J. SANDERS  
DIRECTOR  
SAO CENTRAL REGION

DATE

e. **VHA HCA'S REVIEW AND APPROVAL (over \$500,000 to \$10 million):** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for restricting consideration of the Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4

N/A  
Mr. Norbert Doyle  
Acting Chief Procurement Officer  
VHA, Head of Contracting Activity

DATE

f. **VA Senior Procurement Executive Approval (over \$10 million):** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

N/A  
JAN R. FRYE  
DEPUTY ASSISTANT SECRETARY  
OFFICE OF ACQUISITION AND LOGISTICS  
SENIOR PROCUREMENT EXECUTIVE (SPE)

Date